

Improvement Res. No. 1364-74

*Lucas Ave from
spl. of Kather Lane
to npl of Fernhill Ave.*

Resolution Adopted:

July 17, 1974

Confirmed:

Aug. 8, 1974

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:

Sept. 5, 1974

B.O. 43-74

DECLARATORY RESOLUTION NO. 1364-1974

for the vacation of the first alley east of
Dusing Avenue from the south property line of Rathert
Lane to the north property line of Fernhill Avenue.

ADOPTED: July 17, 1974

ADVERTISE NOTICE TO PROPERTY OWNERS: July 19 and 26, 1974

NOTICES MAILED: July 26, 1974

HEARING ON CONFIRMATION: Thurs. Aug. 8, 1974 at 3:30 p.m.

CONFIRMED: August 8, 1974

ASSESSMENT ROLL ORDERED: August 8, 1974

ASSESSMENT ROLL APPROVED: August 15, 1974

HEARING ON CONFIRMATION OF A. R.: Thurs. Sep. 5, '74
at 3:30 p.m.

NOTICE SERVED: Aug. 23, '74

ASSESSMENT ROLL CONFIRMED. September 5, 1974

to D. of F.

For the Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ of the first alley east of Dusing Avenue from the south property line of Rathert Lane to the north property line of Fernhill Avenue.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate the first alley east of Dusing Avenue from the south property line of Rathert Lane to the north property line of Fernhill Avenue.

NOTE: The entire 12 foot wide vacated alley shall revert back to Lots 6, 7, 12, 13, 18, 19 and 27, all in Fernhill Place Amended Addition, because it was originally appropriated from this addition.

All as shown by a plan of such proposed Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ is described as follows: Lots #6, 7, 12, 13, 18, 19 and 27, all in Fernhill Place Amended Addition and Lot #4, Fernhill Place Addition. Said additions are inclusive to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5)% per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

The south 387 feet of the vacation of the above described alley shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers, ~~water mains, gas mains,~~ electric pole lines and conduits, telephone and telegraph pole lines and conduits.

All Streets, lots and lands affected by the above described vacation are situated in the northeast quarter Section Twenty five, Township 31 north, Range 12 east and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS

16

DAY OF

July

19

74

Attest:

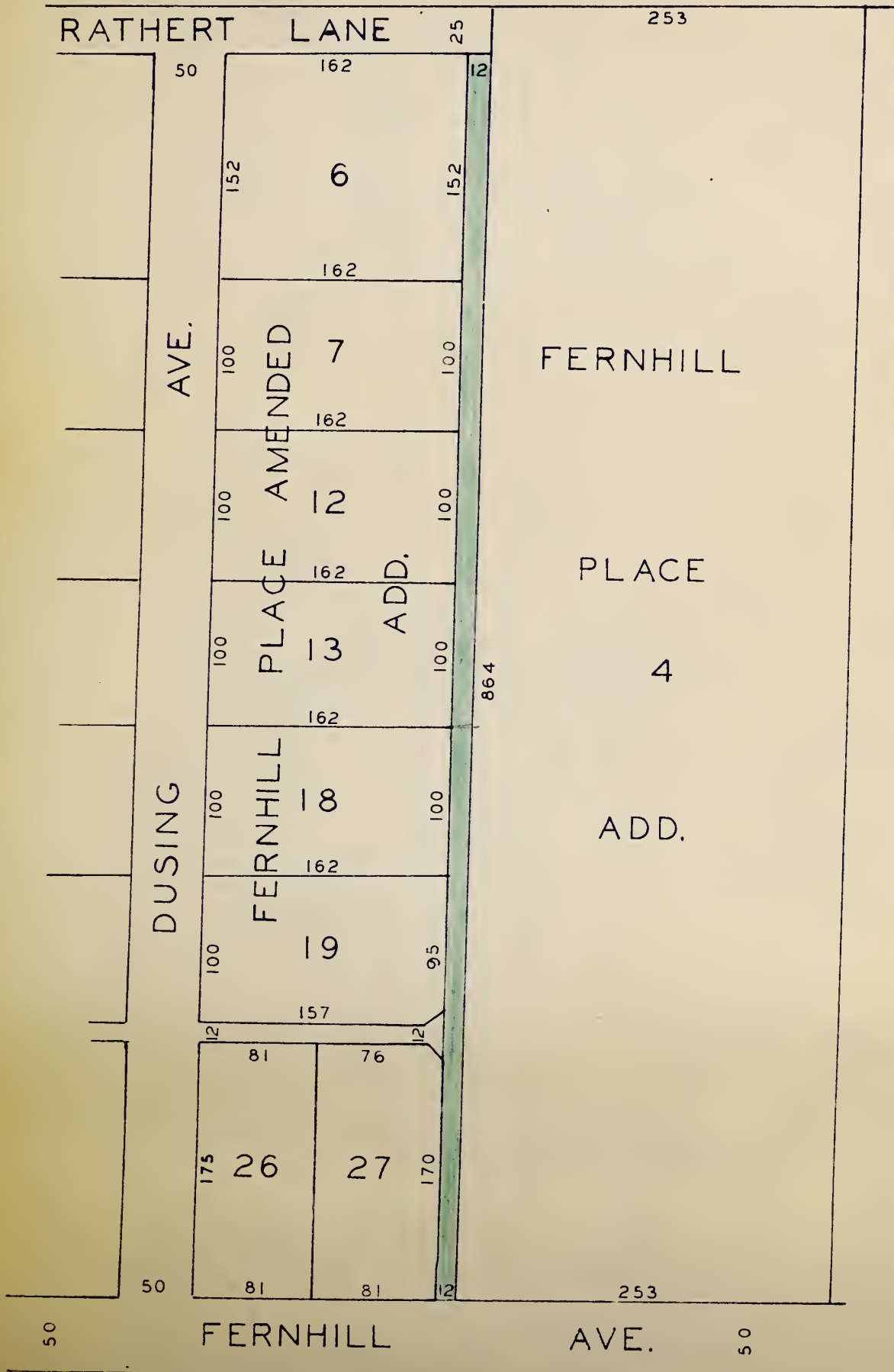
Secretary Board of Public Works.

Board of Public Works.





ALLEY TO BE VACATED



BEFORE THE CITY PLAN COMMISSION
OF THE CITY OF FORT WAYNE,
INDIANA and THE COMMON COUNCIL
OF THE CITY OF FORT WAYNE,
INDIANA

Comes now LAKE COUNTY TRUST COMPANY, not individually but as Trustee under a Trust Agreement dated December 16, 1968, and known as Trust No. 1471, by Landau, Heyman & Clay, Inc., its authorized agent, and hereby petitions the City Plan Commission of the City of Fort Wayne and the Common Council of the City of Fort Wayne, Indiana, for the vacation of that certain public alley located in the City of Fort Wayne, Allen County, Indiana, and described as follows:

In support of its petition, Petitioner represents as follows:

- 1364

STATE OF INDIANA
COUNTY OF ALLEN
BEFORE THE CITY OF FORT WAYNE
OF THE CITY OF FORT WAYNE
INDIANA

PETITION TO VACATE EJECTMENT

George and Lake County Trust Company, now known as
but an trustee under a trust agreement dated January 15, 1922,
and known as Trust No. 1271, by and through its duly
authorized agents and attorneys, petitioners, for the purpose of
Cancellation of the City of Fort Wayne and the County of Allen
of the City of Fort Wayne, Indiana, for the vacation of such
certain public right located in the City of Fort Wayne, Allen
County, Indiana, and described as follows:

The March 20th 1922, approximately 1200
feet in width, between 10th and 11th
streets, located in Merrill Place bounded addition
situated in the place thereof recorded in the
Record 1st page 117, in the office of the Recorder
of Allen County, Indiana.

In support of the petition petitioners represent

as follows:

1. That your petition in the last right owner of
lot no. 1 in Merrill Place addition, according to the first
recorded in 1st Record 1st page 10, in the office of the
Recorder of Allen County, Indiana.
2. That your petition is a copy of lot no. 1
12 and is in Merrill Place bounded addition, according to
the first record recorded in 1st Record 1st page 117, in the
office of the Recorder of Allen County, Indiana.
3. That your petition is a copy of lot no. 1 and lot no. 2
and the owners of lot no. 1 is in Merrill Place bounded addition.

Ernest R. Verhest and M. M. Verhest are the owners of Lot No. 19 in Fernhill Place Amended Addition, and Raymond Junk and M. Junk are the owners of Lot No. 27 in Fernhill Place Amended Addition, all according to the plat thereof recorded in Plat Record 14, page 129, in the office of the Recorder of Allen County, Indiana.

4. That your petitioner and the said Harry Papier, Agnes Papier, Barb Papier, Ernest R. Verhest, M. M. Verhest, Raymond Junk, and M. Junk, are the owners of all the real estate abutting on either side of said alley.

5. That the alley to be vacated has never been improved, has rarely been open to the public, is not needed for ingress or egress or as a right-of-way to your petitioner, or to any of the abutting property owners, or to any of the citizens of the City of Fort Wayne, Indiana; and that it is petitioner's belief that the vacation of said alley is not required for the growth of the City of Fort Wayne nor necessary for ingress and egress to any real estate within the City.

6. That your petitioner has reason to believe that a sewer line exists beneath a portion of the alley proposed to be vacated, and that your petitioner will co-operate fully in granting to the City of Fort Wayne, Indiana, an easement for the purpose of maintaining said sewer line.

7. That your petitioner believes that the vacation of said alley will enable your petitioner and all abutting land owners to said alley to make advantageous and proper development of the property for the public and private interest of the City of Fort Wayne, Indiana.

James S. Vanhook and H. M. Vanhook are the owners of lot 10.

It is further stated that the owners of lot 11 and

lot 12 are the owners of lot 13. It is further stated that the

owners of lot 14 and lot 15 are the owners of lot 16.

It is further stated that the owners of lot 17 and lot 18

are the owners of lot 19. It is further stated that the

owners of lot 20 and lot 21 are the owners of lot 22.

It is further stated that the owners of lot 23 and lot 24

are the owners of lot 25. It is further stated that the

owners of lot 26 and lot 27 are the owners of lot 28.

It is further stated that the owners of lot 29 and lot 30

are the owners of lot 31. It is further stated that the

owners of lot 32 and lot 33 are the owners of lot 34.

It is further stated that the owners of lot 35 and lot 36

are the owners of lot 37. It is further stated that the

owners of lot 38 and lot 39 are the owners of lot 40.

It is further stated that the owners of lot 41 and lot 42

are the owners of lot 43. It is further stated that the

owners of lot 44 and lot 45 are the owners of lot 46.

It is further stated that the owners of lot 47 and lot 48

are the owners of lot 49. It is further stated that the

owners of lot 50 and lot 51 are the owners of lot 52.

It is further stated that the owners of lot 53 and lot 54

are the owners of lot 55. It is further stated that the

owners of lot 56 and lot 57 are the owners of lot 58.

It is further stated that the owners of lot 59 and lot 60

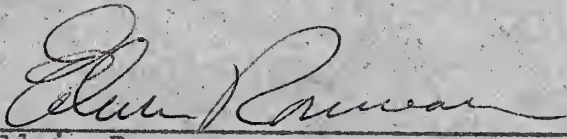
are the owners of lot 61. It is further stated that the

owners of lot 62 and lot 63 are the owners of lot 64.

8. That your petitioner has filed with the Board of Public Works of the City of Fort Wayne a petition in regard to the vacation of this alley and has requested appropriate resolution and action by the Board of Public Works of the City of Fort Wayne, Indiana.

WHEREFORE, the undersigned, Lake County Trust Company, prays for the vacation of this alley according to the provisions of the Indiana law pertaining thereto and for all other proper relief.

LAKE COUNTY TRUST COMPANY,
Trustee under Trust Agreement
dated December 16, 1968, known
as Trust No. 1471 by Landau,
Heyman & Clay, Inc., its duly
authorized agent.

By 
Edwin Rousseau
Agent for Landau, Heyman
& Clay, Inc.

2000

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 08-09-2001 BY SP-6 JAW/jaw

RECEIVED
JAN 19 1964
U.S. DEPT. OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D.C. 20535

61-211-13
11/25/74

NUNC PRO TUNC ENTRY BY BOARD OF PUBLIC WORKS CORRECTING QUARTER SECTION

DECLARATORY RESOLUTION NO. 1364-1974

Comes now Kenneth Traylor, Street Engineer, and shows to the Board of Works that through a scrivener's error, a mistake was made in the last paragraph of Resolution for Vacation of the first alley east of Dusing Avenue from the south property line of Rathert Lane to the north property line of Fernhill Avenue, which Resolution was adopted July 17, 1974.

NOW, BE IT RESOLVED that Resolution 1364-1974 be amended Nunc Pro Tunc to provide change in last paragraph of words "northeast Quarter Section Twenty-five" to read "northeast Quarter Section Twenty-six".

Amended Resolution is hereby adopted and incorporated in Minute Record Book 61.

APPROVED
Board of Public Works

Jerry D. Liscow
Carl E. O'Neal
Glenn Conkling

AMENDED
DECLARATORY RESOLUTION No. 1364 1974

~~For the Vacation - Opening - Condemnation of right of way for utility purposes~~ of the first alley east of Dusing Avenue from the south property line of Rathert Lane to the north property line of Fernhill Avenue.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate the first alley east of Dusing Avenue from the south property line of Rathert Lane to the north property line of Fernhill Avenue.

NOTE: The entire 12 foot wide vacated alley shall revert back to Lots 6, 7, 12, 13, 18, 19, and 27, all in Fernhill Place Amended Addition, because it was originally appropriated from this addition.

All as shown by a plan of such proposed Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ is described as follows: Lots #6, 7, 12, 13, 18, 19, and 27, all in Fernhill Place Amended Addition and Lot #4, Fernhill Place Addition. Said additions are inclusive to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5) % per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

The south 387 feet of the alley shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers, ~~water mains, gas mains,~~ electric pole lines and conduits, telephone and telegraph pole lines and conduits.

All Streets, lots and lands affected by the above described vacation are situated in the northeast quarter Section Twenty six, Township 31 north, Range 12 east, and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS

25th

DAY OF

November

19

74

Attest:

Carol L. Smith
Secretary, Board of Public Works.

Carl E. Neal
Board of Public Works.

44 - 1000000

575

OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

B.O. 43-74

Date August 8, 1974

To STREET ENGINEERING DEPARTMENT

Subject Dec. Res. No. 1364-74 Dusing Avenue (Rathert Lane - Fernhill Ave.)

CONFIRMED.

Please prepare Assessment Roll of Benefits and Damages.

J. D. BOSWELL
R. L. BONAR
W. G. WILLIAMS
BOARD OF PUBLIC WORKS

ajf

Enc. P.O. List

Signed

Reply:

August 12, 1974

Assessment roll of benefits and damages completed and attached.

RECEIVED

AUG 9 1974

CITY ENGINEERING DEPT.

Kenneth N. Traylor
Street Engineer

lc
attachs.

61-90-8
8/10/74

Signed

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

B.O. 43-74

August 8, 1974

STREET ENGINEERING DEPARTMENT

Dec. Res. No. 1364-74 Dusing Avenue (Rathert Lane - Fernhill Ave.)

CONFIRMED.

Please prepare Assessment Roll of Benefits and Damages.

J. D. BOSWELL

R. L. BONAR

W. G. WILLIAMS

BOARD OF PUBLIC WORKS

ajf

Enc. P.O. List

August 1974

P.O. 43-7A

STREET ENGINEERING DEPARTMENT

Rec. Ros. No. 1304-74 (Landing Avenue - North 11 Ave.)

CONTINUED

Please present Assessment Roll of Permits and Damages.

J. D. ROSEWELL
R. L. BOWEN
W. G. WILLIAMS
BOARD OF PUBLIC WORKS

Rec. P.O. 1156

Department of Public Works

Office of the Board: Room No. 910 City-County Building

Fort Wayne, Indiana, August 23 1974

City:

Notice is hereby given you that an assessment of benefits, or award of damages, on account for the vacation of the first alley east of Dusing Avenue from the South Property Line of Rathert Lane to the North Property Line of Fernhill Avenue.

has been made against property, situated in the City of Fort Wayne, in Allen County, State of Indiana, recorded as being owned by you, known and described as follows, which assessment of benefits is set opposite said description:

BENEFITS	DAMAGES
----------	---------

\$1.00	\$1.00
--------	--------

All in pursuance to Declaratory Resolution No. 1364-1974, adopted by the Board of Public Works of said City, on the 17th day of July, 1974, authorized by the provisions of an act of the General Assembly of the State of Indiana, approved March 6th, 1905. Entitled "An Act Concerning Municipal Corporations," and under all acts amendatory thereto and supplemental thereof.

The Board of Public Works will meet, in its office, at 3:30 o'clock P. M., on the 5th day of September, 1974, for the purpose of hearing and considering any remonstrance which you may desire to present in regard to the amount of your assessment of benefits or award of damages, as aforesaid.

By Order of

BOARD OF PUBLIC WORKS.

NOTICE
OF ASSESSMENT OF BENEFITS
OR AWARD OF DAMAGES

Against

.....

.....

Account Declaratory Res. 1364-1974.....

.....

.....

Served on

.....

by reading and leaving a copy at

.....

No. Street

on the..... day of....., 19.....

Served by

.....



THE CITY OF FORT WAYNE

board of public works

August 1, 1974

SUBJECT: Public Hearing on Confirmation

Dear Councilman Hinga:

Please be advised that the Board has scheduled a public hearing Thursday, August 8, 1974 at 3:30 p.m. concerning the following project(s):

✓ DECLARATORY RESOLUTION NO. 1364-1974 - Dusing Avenue & Rathert Lane area (alley)

You are invited to attend this public hearing and hear the comments of your constituents regarding the project(s). If you have any questions on the project(s), please feel free to call.

Sincerely,

Jerry D. Boswell
Ronald L. Bonar
William C. Williams
BOARD OF PUBLIC WORKS

/bt

cc: Mayor

OFFICE OF
BOARD OF PUBLIC WORKS



- FORT WAYNE 2, INDIANA

B. O. 00043-74

Date April 9, 1974

To Ken Traylor - Street Engineer

Subject Vacation - Alley between Rathert Lane and Fernhill Avenue

Attached is copy of petition submitted to us by City Plan for above subject.

It is my understanding this is being introduced in the Council, April 9, 1974.

Attorney Larry Shine will be contacting Max regarding the project.

BOARD OF PUBLIC WORKS


CLERK

RECEIVED

APR 9 1974

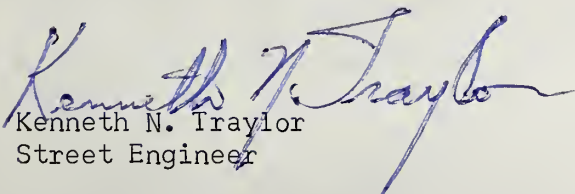
CITY ENGINEERING DEPT.

attachment: 1

Signed _____

Reply:

Declaratory Resolution No. 1364-1974, drawing and property ownership list completed and attached.


Kenneth N. Traylor
Street Engineer

1c
attachs.

61-53-7

Signed _____

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

61-53-7

NOTICE TO PROPERTY OWNERS

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 16th day of July, 1974 the said Board deeming it necessary to make certain improvements adopted the following:

DECLARATORY RESOLUTION NO. 1364-1974

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate the first alley east of Dusing Avenue from the south property line of Rathert Lane to the north property line of Fernhill Avenue.

All as shown by a plan of such proposed Vacation as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said Vacation shall be assessed against the property beneficially affected thereby.

The Board of Public Works has fixed Thursday, the 8th day of August, 1974 as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day at 3:30 p.m., the Board will meet at its office for the purpose of taking final action thereon.

Jerry D. Boswell
Ronald L. Bonar
William G. Williams
BOARD OF PUBLIC WORKS

ATTEST: Edna I. Smith, Clerk

PUBLISH: July 19 & 26, 1974

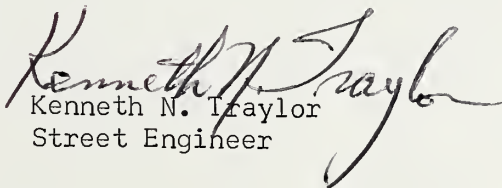
/bt

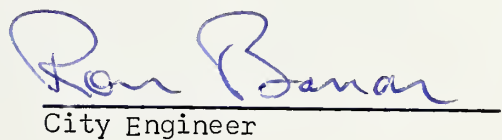
Memorandum

To Board of Public Works, Attn: Edna Smith Date November 20, 1974
From Kenneth N. Traylor, Street Engineer
Subject Declaratory Resolution No. 1364-1974 Correction

COPIES TO:

Please make nunc pro tunc entry in Board Minutes to correct the last paragraph of the attached Declaratory Resolution No. 1364-1974 to read Section twenty-six and not Section twenty-five as entered in the minutes.


Kenneth N. Traylor
Street Engineer


City Engineer

lc
attach.

NOTICE TO PROPERTY OWNER

Office Board of Public Works
City Hall

Fort Wayne, Indiana.....July.26,.1974.....

To.....

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did adopt Declaratory Resolution No..~~1364~~-1974..... providing for the vacation of the first alley east of Dusing Avenue from the south property line of Rathert Lane to the north property line of Fernhill Avenue.

The Board has fixed .Thursday..August.8..1974.at.3:30..Room.910..City-County Bldg. a date and time when they will hear and consider objections or remonstrances from all persons whose property will be affected by said Declaratory Resolution.

PROPERTY DESCRIPTION:

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

City of Fort Wayne

fl



ENGINEERING DEPARTMENT

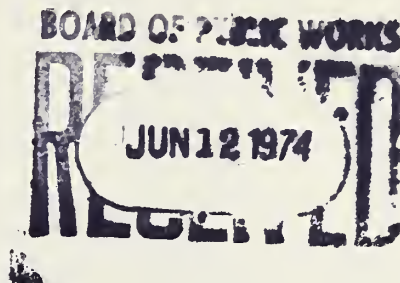
FORT WAYNE, INDIANA

CITY COUNTY BUILDING

Room 740

June 11, 1974

Northern Indiana Public Service Company
Indiana & Michigan Electric Company
General Telephone Company of Indiana



We have received a petition to vacate the following:

The first alley east of Dusing Avenue from the south property line of
Rathert Lane to the north property line of Fernhill Avenue.

Please check your easement requirements on the enclosed post card and return to us as soon as possible.

Yours truly,

Kenneth N. Traylor
Kenneth N. Traylor
Street Engineer

lc
attachs.

xc: Board of Public Works ✓
(Board Order No. 43-74)

2000 25 2000 25

...

NETS IN RU.

June 11, 1974

Richard Wanush
City Plan Director

Tom Manny
Traffic Engineer

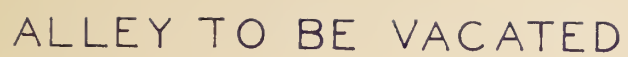
Please submit your opinion and recommendation on the following
proposed vacation:

The first alley east of Dusing Avenue from the south
property line of Rathert Lane to the north property
line of Fernhill Avenue.


Kenneth N. Traylor
Street Engineer

lc
attachs.

xc: Board of Public Works ✓
(Board Order No. 43-74)



B. O. 00043-74

April 9, 1974

Ken Traylor - Street Engineer

Vacation - Alley between Rathert Lane and Fernhill Avenue

Attached is copy of petition submitted to us by City Plan for above subject.

It is my understanding this is being introduced in the Council, April 9, 1974.

Attorney Larry Shine will be contacting Max regarding the project.

BOARD OF PUBLIC WORKS

CLERK

attachment: 1

April 2, 1934

J. O. Voss-74

Ken Taylor - Street Engineer

Vacation - Alley between Nathan Lane and Portland Avenue

Attached is copy of petition submitted to us by City Plan for
above subject.

It is my understanding this is being introduced in the Council.
April 2, 1934.

Attorney Larry Zinke will be contacting Max regarding the project.

COOK OF PUBLIC WORKS

CCNY

RECORDED 1

SECTION 1844

Number assigned by Dave Keller's office: # 3373

REQUEST FOR ACTION

To: City Attorney David B. Keller
or
Associate City Attorney Mr. Ralph Blume / 344 Utility Building

From: (Name, Title & Department) City Plan Commission / Room # 880
City-County Building / One Main Street / Ft. Wayne, Indiana 46802

Approved by Richard J. Blumenthal
(Person authorized to forward legal work)

Date: March 26, 1974

Subject: Preparation of an ordinance for an alley vacation.
(File subject designation)

File # Assigned by Records Librarian

Date: _____

Action Requested: Preparation of an ordinance for an alley vacation for
introduction into council.

(Continue on reverse side, if necessary)

cc: City Attorney David B. Keller
(If request originally sent to an Associate City Attorney)
Mayor Ivan A. Lebamoff
Department Head of Requesting Party

Number assigned by Dave Keller's office: # 3373 Admn. Appr. _____

TITLE OF ORDINANCE Alley vacation ordinance

DEPARTMENT REQUESTING ORDINANCE City Plan Commission

SYNOPSIS OF ORDINANCE Preparation of an alley vacation ordinance petition

Initiated by property owners to vacate alley described as follows:

The North-South alley, approximately twelve (12) feet in width, between Rathert Lane and Fernhill Avenue, located in Fernhill Place Amended Addition, according to the plat thereof recorded in Plat Record 14, page 129, in the office of the Recorder of Allen County, Indiana.

EFFECT OF PASSAGE Alley would be closed and utilized by surrounding property owners.

EFFECT OF NON-PASSAGE Alley would remain open.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) none

ASSIGNED TO COMMITTEE (J.N.) _____



THE CITY OF FORT WAYNE

office of city plan commission

March 26, 1974

COMMUNICATIONS FROM CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution for the vacation of the following:

The North-South alley, approximately twelve (12) feet in width, between Rathert Lane and Fernhill Avenue, located in Fernhill Place Amended Addition, according to the plat thereof recorded in Plat Record 14, page 129, in the office of the Recorder of Allen County, Indiana.

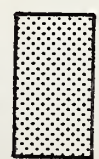
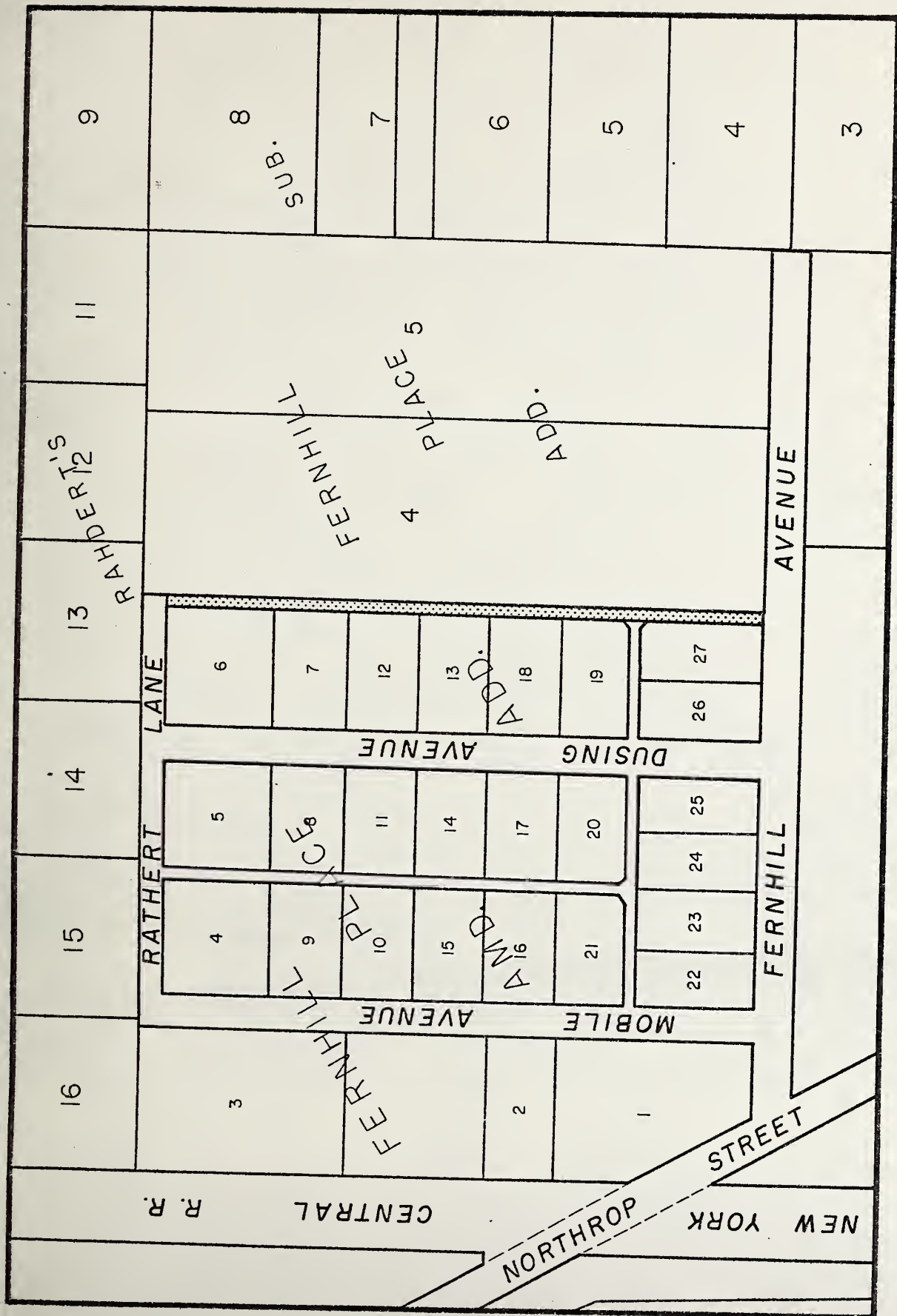
which was approved by the City Plan Commission at its regular meeting held March 25, 1974.

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
26th day of March, 1974.

George H. Roser
Secretary



ALLEY TO BE VACATED

BEFORE THE CITY PLAN COMMISSION
OF THE CITY OF FORT WAYNE,
INDIANA and THE COMMON COUNCIL
OF THE CITY OF FORT WAYNE,
INDIANA

Comes now LAKE COUNTY TRUST COMPANY, not individually but as Trustee under a Trust Agreement dated December 16, 1968, and known as Trust No. 1471, by Landau, Heyman & Clay, Inc., its authorized agent, and hereby petitions the City Plan Commission of the City of Fort Wayne and the Common Council of the City of Fort Wayne, Indiana, for the vacation of that certain public alley located in the City of Fort Wayne, Allen County, Indiana, and described as follows:

In support of its petition, Petitioner represents as follows:

1. That your petitioner is the fee simple owner of Lot No. 4 in Fernhill Place Addition, according to the plat thereof recorded in Plat Record 6, page 30, in the office of the Recorder of Allen County, Indiana.
2. That your petitioner is the owner of Lots No. 6, 7, 12 and 13 in Fernhill Place Amended Addition, according to the plat thereof recorded in Plat Record 14, page 129, in the office of the Recorder of Allen County, Indiana.
3. That Harry Papier, Agnes Papier and Barb Papier are the owners of Lot No. 18 in Fernhill Place Amended Addition,

Ernest R. Verhest and M. M. Verhest are the owners of Lot No. 19 in Fernhill Place Amended Addition, and Raymond Junk and M. Junk are the owners of Lot No. 27 in Fernhill Place Amended Addition, all according to the plat thereof recorded in Plat Record 14, page 129, in the office of the Recorder of Allen County, Indiana.

4. That your petitioner and the said Harry Papier, Agnes Papier, Barb Papier, Ernest R. Verhest, M. M. Verhest, Raymond Junk, and M. Junk, are the owners of all the real estate abutting on either side of said alley.

5. That the alley to be vacated has never been improved, has rarely been open to the public, is not needed for ingress or egress or as a right-of-way to your petitioner, or to any of the abutting property owners, or to any of the citizens of the City of Fort Wayne, Indiana; and that it is petitioner's belief that the vacation of said alley is not required for the growth of the City of Fort Wayne nor necessary for ingress and egress to any real estate within the City.

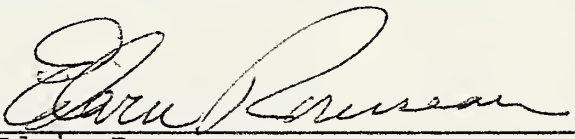
6. That your petitioner has reason to believe that a sewer line exists beneath a portion of the alley proposed to be vacated, and that your petitioner will co-operate fully in granting to the City of Fort Wayne, Indiana, an easement for the purpose of maintaining said sewer line.

7. That your petitioner believes that the vacation of said alley will enable your petitioner and all abutting land owners to said alley to make advantageous and proper development of the property for the public and private interest of the City of Fort Wayne, Indiana.

8. That your petitioner has filed with the Board of Public Works of the City of Fort Wayne a petition in regard to the vacation of this alley and has requested appropriate resolution and action by the Board of Public Works of the City of Fort Wayne, Indiana.

WHEREFORE, the undersigned, Lake County Trust Company, prays for the vacation of this alley according to the provisions of the Indiana law pertaining thereto and for all other proper relief.

LAKE COUNTY TRUST COMPANY,
Trustee under Trust Agreement
dated December 16, 1968, known
as Trust No. 1471 by Landau,
Heyman & Clay, Inc., its duly
authorized agent.

By 
Edwin Rousseau
Agent for Landau, Heyman
& Clay, Inc.

RESOLUTION

WHEREAS, LAKE COUNTY TRUST COMPANY, Trustee under a Trust Agreement dated December 16, 1968, known as Trust No. 1471, has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alley in Allen County, Indiana, to-wit:

The North-South alley, approximately twelve (12) feet in width, between Rathert Lane and Fernhill Avenue, located in Fernhill Place Amended Addition, according to the plat thereof recorded in Plat Record 14, page 129, in the office of the Recorder of Allen County, Indiana;

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Ind. Ann. Stat. § 53-744 (Burns 1964 Repl. Ed.); and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,


WHEREAS, said public hearing was held on March 25, 1974, at 7:30 o'clock p.m., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public alley;

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described be and the same is hereby approved;

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

DATED THIS 26th DAY OF March, 1974.


Alan R. Grinsfelder, President

NOTICE OF PUBLIC HEARING

Notice is hereby given that the FORT WAYNE CITY PLAN COMMISSION will conduct a public hearing on the 25th day of March, 1974, at 7:30 p.m. in the Board of Public Works Conference Room, 9th Floor, City-County Building, Fort Wayne, Indiana, on the vacation of the following described public alley situated in Allen County, Indiana, to-wit:

The North-South alley, approximately twelve (12) feet in width, between Rathert Lane and Fernhill Avenue, located in Fernhill Place Amended Addition, according to the plat thereof recorded in Plat Record 14, page 129, in the office of the Recorder of Allen County, Indiana.

Interested persons are invited to attend said hearing and be heard. Following such hearing said Fort Wayne City Plan Commission will forward its recommendation to the governing body having jurisdiction over streets in said area.

FORT WAYNE CITY PLAN COMMISSION

George H. Roser, Secretary

M E M O R A N D U M

DATE: April 8, 1974
TO: Edna Smith / Board of Works
FROM: Patsie Rumsey / City Plan
Subject: Alley vacation

Attached:

1. Petition to vacate alley - original and one (1) copy
2. Notice of public hearing held by the City Plan Commission on March 25, 1974
3. Resolution adopted by the City Plan Commission at meeting held March 25, 1974
4. Request for Action
Digest Sheet
Communications from City Plan letter
Map

This was sent to the Common Council on March 26, 1974

Petition is now being submitted to the Board of Public Works

Attorney representing petitioners is: Larry Shine
200 Strauss Bldg.,
Ft. Wayne, Indiana 46802
422-7521

BILL NO. G-74-04-17

GENERAL ORDINANCE NO. G-09-74

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain alley in the City of Fort Wayne

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Petition for the vacation of a certain alley having been filed with the Fort Wayne City Plan Commission, and resolution having been duly adopted by the Fort Wayne City Plan Commission on March 26, 1974 following a public hearing thereon, all in accordance with Section 44, Chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Ind. Stat., 1964 Replacement, Sec. 53-744), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following public alley in Fort Wayne, Allen County, Indiana, to-wit:

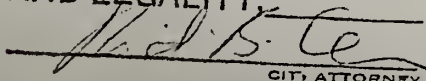
The North-South alley, approximately twelve (12) feet in width, between Rathert Lane and Fernhill Avenue, located in Fernhill Place Amended Addition, according to the plat thereof recorded in Plat Record 14, page 129, in the Office of the Recorder of Allen County, Indiana

SECTION 2. After passage of this Ordinance, approval by the Mayor and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.


Councilman

APPROVED AS TO FORM
AND LEGALITY.


CITY ATTORNEY

Read the first time in full and on motion by Nuckols, seconded by Hinga, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 197_____, at _____ o'clock P.M., E.S.T.

Date: 4-9-74

Charles M. Westerman
CITY CLERK

Read the third time in full and on motion by Nuckols, seconded by Hinga, and duly adopted, placed on its passage.

Passed (LOST) by the following vote:

	AYES <u>9</u>	NAYS <u>0</u>	ABSTAINED _____	ABSENT _____	to-wit:
BURNS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
HINGA	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
KRAUS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
MOSES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
NUCKOLS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
SCHMIDT, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
SCHMIDT, V.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
STIER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
TALARICO	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

DATE: 4-23-

Charles M. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. 2-09-74 on the 23rd day of April, 1974.

ATTEST: (SEAL)

Charles M. Westerman
CITY CLERK

Samuel J. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 24th day of April, 1974, at the hour of 11:45 o'clock 4 M., E.S.T.

Charles M. Westerman
CITY CLERK

Approved and signed by me this 24th day of April, 1974, at the hour of 11:45 o'clock 4 M., E.S.T.

James H. Bennett
MAYOR

Ft. Wayne Board of Public Works
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines	
Head number of lines	1
Body number of lines	30
Tail number of lines	6
Total number of lines in notice	37

COMPUTATION OF CHARGES

37 lines, 1 columns wide equals 37 equivalent lines at .288¢ cents per line	\$ 10.66
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	
TOTAL AMOUNT OF CLAIM	\$ 10.66

DATA FOR COMPUTING COST

Width of single column 11 ems	Size of type 5 1/2 point
Number of insertions 2	Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla DeWald

Date July 29, 1974

Title CLERK

NOTICE TO OWNERS

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate the first alley east of Dusing Avenue from the south property line of Rathert Lane to the north property line of Fernhill Avenue.

All as shown by a plan of such proposed Vacation as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said Vacation shall be assessed against the property beneficially affected thereby.

The Board of Public Works has fixed Thursday, the 8th day of August, 1974 as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day at 3:30 p.m., the Board will meet at its office for the purpose of taking final action thereon.

JERRY D. BOSWELL
RONALD L. BONAR
WILLIAM G. WILLIAMS
Board of Public Works

ATTEST: EDNAI. SMITH,
Clerk
7-19-74

PUBLISHER'S AFFIDAVIT

State of Indiana }
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time, the dates of publication being as follows: 7/19-26/74

Arvilla DeWald

Subscribed and sworn to before me this 29th day of July 1974

Notary Public

My commission expires October 25, 1975

Claim No..... Warrant No.....

IN FAVOR OF

\$.....

On Account of Appropriation for

Appropriation No.....

Allowed....., 19.....

In the sum of \$.....

I have examined the within claim and hereby certify as follows:
That it is in proper form.
That it is duly authenticated as required by law.
That it is apparently } Correct
 { Incorrect

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

SIZE OF TYPE	11 Em Column (132 Points) Number of Insertions			
	1	2	3	4
5½	.192	.288	.384	.480
6	.176	.264	.352	.440
7	.151	.227	.302	.378
7½	.14	.21	.28	.35
8	.132	.198	.264	.33
9	.117	.176	.234	.293
10	.106	.159	.212	.265
12	.088	.132	.176	.22

Note: Above table is based on a square of 250 ems.

Ft. Wayne Board of Public Works
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines	
Head number of lines	1
Body number of lines	30
Tail number of lines	6
Total number of lines in notice	37

COMPUTATION OF CHARGES

37 lines, 1 columns wide equals 37 equivalent lines at .288¢ cents per line	\$ 10.66
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	
TOTAL AMOUNT OF CLAIM	\$ 10.66

DATA FOR COMPUTING COST

Width of single column 11 ems	Size of type 5½ point
Number of insertions 2	Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla De Wald

Date July 29, 1974 Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s the dates of publication being as follows: 7/19-26/74

Subscribed and sworn to before me this 29th day of July 1974

Notary Public

My commission expires October 25, 1975

OF
HERE

NOTICE TO PROPERTY OWNERS

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that if is desired and deemed necessary to vacate the first alley east of Dusing Avenue from the south property line of Rathert Lane to the north property line of Fernhill Avenue.

All as shown by a plan of such proposed Vacation as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said Vacation shall be assessed against the property beneficially affected thereby.

The Board of Public Works has fixed Thursday, the 8th day of August, 1974 as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day at 3:30 p.m., the Board will meet at its office for the purpose of taking final action thereon.

JERRY D. BOSWELL
RONALD L. BONAR
WILLIAM G. WILLIAMS
Board of Public Works

ATTEST: EDNAI. SMITH,
Clerk
7-19-76

Claim No. Warrant No.

IN FAVOR OF

\$

On Account of Appropriation for

Appropriation No.

Allowed , 19

In the sum of \$

I have examined the within claim and hereby certify as follows:
That it is in proper form.
That it is duly authenticated as required by law.
That it is apparently } Correct
 } Incorrect

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

SIZE OF TYPE	11 Em Column (132 Points) Number of Insertions			
	1	2	3	4
5½	.192	.288	.384	.480
6	.176	.264	.352	.440
7	.151	.227	.302	.378
7½	.14	.21	.28	.35
8	.132	.198	.264	.33
9	.117	.176	.234	.293
10	.106	.159	.212	.265
12	.088	.132	.176	.22

Note: Above table is based on a square of 250 ems.

Ft. Wayne Board of Public Works
(Governmental Unit)

To.....NEWS-SENTINEL.....Dr.

Allen.....County, Ind.

FORT WAYNE, INDIANA.....

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines	_____
Head number of lines	1
Body number of lines	30
Tail number of lines	6
Total number of lines in notice	37

COMPUTATION OF CHARGES

37 lines, 1 columns wide equals 37 equivalent lines at 288¢ cents per line	10.66
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	_____
Charge for extra proofs of publication (50 cents for each proof in excess of two)	_____
TOTAL AMOUNT OF CLAIM	10.66

DATA FOR COMPUTING COST

Width of single column 11 ems	Size of type 5½ point
Number of insertions 2	Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. Gerken
Clerk

Date July 29, 1974

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County
Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. Gerken who, being duly sworn, says that she is Clerk of the NEWS-SENTINEL DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two time, the dates of publication being as follows: 7/19-26/74

OF
HERE

V. E. Gerken
Subscribed and sworn to before me this 29th day of July 1974
Notary Public

My commission expires October 25, 1975

NOTICE TO PROPERTY OWNERS

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate the first alley east of Dusing Avenue from the south property line of Rathert Lane to the north property line of Fernhill Avenue.

All as shown by a plan of such proposed Vocation as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said Vocation shall be assessed against the property beneficially affected thereby.

The Board of Public Works has fixed Thursday, the 8th day of August, 1974 as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day at 3:30 p.m., the Board will meet at its office for the purpose of taking final action thereon.

JERRY D. BOSWELL
RONALD L. BONAR
WILLIAM G. WILLIAMS
Board of Public Works

ATTEST: EDNAI. SMITH,
Clerk
7-19-26

Claim No..... Warrant No.....

IN FAVOR OF

\$.....

On Account of Appropriation for

Appropriation No.....

Allowed....., 19

In the sum of \$.....

I have examined the within claim and hereby certify as follows:
That it is in proper form.
That it is duly authenticated as required by law.
That it is apparently } Correct
 } Incorrect

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

SIZE OF TYPE	11 Em Column (132 Points) Number of Insertions			
	1	2	3	4
5½	.192	.288	.384	.480
6	.176	.264	.352	.440
7	.151	.227	.302	.378
7½	.14	.21	.28	.35
8	.132	.198	.264	.33
9	.117	.176	.234	.293
10	.106	.159	.212	.265
12	.088	.132	.176	.22

Note: Above table is based on a square of 250 ems.

Ft. Wayne Board of Public Works
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

1

30

6

37

COMPUTATION OF CHARGES

37 lines, 1 column wide equals 37 equivalent lines at .288¢ cents per line

\$ 10.66

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$ 10.66

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. Gerken

Date July 29, 1974

Title Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. Gerken

that She is Clerk

NEWS-SENTINEL

DAILY

a newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two

time, the dates of publication being as follows:

7/19-26/74

Subscribed and sworn to before me this 29th day of July 1974

Notary Public

My commission expires October 25, 1975

NOTICE TO PROPERTY OWNERS

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 16th day of July 1974 the said Board deeming it necessary to make certain improvements adopted the following:

DECLARATORY RESOLUTION
NO. 1364-1974

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate the first alley east of Dusing Avenue from the south property line of Rathert Lane to the north property line of Fernhill Avenue. All as shown by a plan of such proposed Vacation as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana. The cost of said Vacation shall be assessed against the property beneficially affected thereby.

The Board of Public Works has fixed Thursday, the 8th day of August, 1974 as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day at 3:30 p.m., the Board will meet at its office for the purpose of taking final action thereon.

JERRY D. BOSWELL
RONALD L. BONAR
WILLIAM G. WILLIAMS
Board of Public Works

ATTEST: EDNA I. SMITH,
Clerk
7-19-74

Claim No..... Warrant No.....

IN FAVOR OF

\$.....

On Account of Appropriation for

Appropriation No.....

Allowed....., 19

In the sum of \$.....

I have examined the within claim and hereby certify as follows:
That it is in proper form.
That it is duly authenticated as required by law.
That it is apparently } Correct
 { Incorrect

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

SIZE OF TYPE	11 Em Column (132 Points) Number of Insertions			
	1	2	3	4
5½	.192	.288	.384	.480
6	.176	.264	.352	.440
7	.151	.227	.302	.378
7½	.14	.21	.28	.35
8	.132	.198	.264	.33
9	.117	.176	.234	.293
10	.106	.159	.212	.265
12	.088	.132	.176	.22

Note: Above table is based on a square of 250 ems.

DECLARATORY

Improvement Resolution No. 1364-74 For

THE VACATION OF THE FIRST ALLEY EAST OF DUSING AVENUE, FROM THE SOUTH PROPERTY LINE

OF RATHER LANE TO THE NORTH PROPERTY LINE OF FERNHILL AVENUE.

2

	OWNER'S NAME	ADDRESS	NUMBER OF			DESCRIPTION
			LOT	BLOCK	O. L.	
1	LAKE COUNTY TRUST CO. 70	60 LANDAU HEYMAN CLAY INC 120 SOUTH LA SALLE ST CHICAGO, ILL. 60603	4			FERNHILL PLACE ADD.
2	" " " " "		6			FERNHILL PLACE ADD. ADD.
3	" " " " "		7			
4	" " " " "		12			
5	" " " " "		13			
6	PAPIER, HARRY A. AGNES L. HARRY RAY. PAPERER 4	3926 MOBILE AVE - 5	18			
7	VERHEST, ERNEST P. MARY M.	3912 DUESINS - 2	19			
8	JUNK, RAYMOND T. MARGARET L.	205 FERNHILL AVE	27			
9						
10						
11						
12						
13						
14						
15						
16						
17						
18						
19						
20						
21						
22						
23						
24						
25						
26						
27						
28						
29						
30						
31						
32						
33						
34						
35						
36						
37						
38						
39						
40						
41						
42						
43						
44						
45						
46						
47						
48						
49						
50						
51						
52						
53						
54	NOTICES MAILED OR SERVED					
55	7-26-74					
56	By <u>W. J. J.</u>					
57						
58						
59						
60						
61						
62						
63						
64						
65						
TOTAL						

1364-74